

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **APPARATUS AND METHOD FOR IDENTIFYING A PERFORMANCE**, the specification of which:

[X] is attached hereto.

[] was filed on _____ as
Application Serial No. _____

[] and was amended on _____
(if applicable)

[] with amendments through _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: NONE

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year Filed)

[] Yes [] No

I hereby claim the benefit under Title 35, United States Code, Sec. 119(e) of any United States provisional application listed below: **NONE**

Provisional Application No.

Filing Date

60/232,966

September 14, 2000

I hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application(s), or Sec. 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application: NONE

(App. Serial No.)

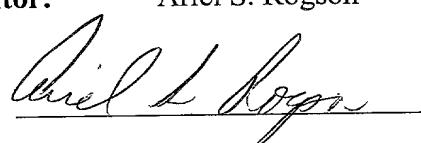
(Filing Date)

(Status -patented, pending, etc.)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Ariel S. Rogson

Inventor's signature:



29 Jun 2001

(Date)

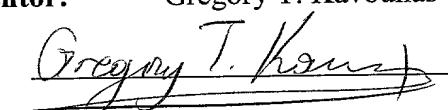
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Inventor's signature:



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(Date)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ariel S. Rogson and Gregory T. Kavounas

Serial No.:

Filed:

For: APPARATUS AND METHOD FOR IDENTIFYING A PERFORMANCE

BOX PATENT APPLICATION
Assistant Commissioner of Patents
Washington, D.C. 20231

POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application, to file a corresponding international application, to prosecute and transact all business in the Patent and Trademark Office connected therewith:

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Inventor's signature:



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